

Appendix D - Review Plans for Section 610 and Other Requirements

Part I - The Plan

General

The Department of Transportation has long recognized the importance of regularly reviewing its existing regulations to determine whether they need to be revised or revoked. Our 1979 Regulatory Policies and Procedures require such reviews. We also have responsibilities under Executive Order 12866 (Regulatory Planning and Review) and section 610 of the Regulatory Flexibility Act to conduct such reviews. This will include the use of plain language techniques in new rules and to consider rewriting existing rules when we have the opportunity and resources permit. The Department is currently conducting a number of reviews of existing rules and is engaged in rulemaking actions resulting from these reviews.

Section 610 Review Plan

Section 610 requires that we conduct reviews of rules that (1) have been published within the last ten years and (2) have a "significant economic impact on a substantial number of small entities" (SEIOSNOSE). It also requires that we publish in the **Federal Register** each year a list of any such rules that we will review during the next year. The Office of the Secretary and each of the Department's Operating Administrations have a 10-year review plan. These reviews are in accordance with section 610 of the Regulatory Flexibility Act.

Other Review Plan(s)

All elements of the Department, except for Federal Aviation Administration (FAA), have also elected to use this 10-year plan process to comply with the review requirements of the Department's Regulatory Policies and Procedures, and Executive Order 12866. FAA is using a different approach, which is described in part II to this Appendix.

Changes to the Review Plan

Some reviews may be conducted earlier than scheduled. For example, to the extent resources permit, the plain language reviews will be conducted more quickly. Other events, such as accidents, may result in the need to conduct earlier reviews of some rules. Other factors may also result in the need to make changes; for example, we may make changes in response to public comment on this plan or in response to a Presidentially mandated review. If there is any change to the review plan, we will note the change in the following Unified Agenda. For any section 610 review, we will provide the required notice prior to the review.

Part II - The Review Process

The Analysis

Generally, the agencies have divided their rules into 10 different groups and plan to analyze one group each year. For purposes of these reviews, a year will coincide with the fall-to-fall schedule for publication of the Agenda. Thus, Year 1 (1998) began in the fall of 1998 and ends in the fall of 1999; Year 2 (1999) begins in the fall of 1999 and ends in the fall of 2000; and so on. We request public comment on the timing of the reviews. For example, is there a reason for scheduling an analysis and review for a particular rule earlier than we have? Any comments concerning the plan or particular analyses can be submitted to the regulatory contacts listed in Appendix B, General Rulemaking Contact Persons.

Section 610 Review

The agency will analyze each of the rules in a given year's group to determine whether any rule has a SEIOSNOSE and, thus, requires review in accordance with section 610 of the Regulatory Flexibility Act. The level of analysis will, of course, depend on the nature of the rule and its applicability.

Publication of agencies' section 610 analyses list each fall in this Agenda provides the public with notice and an opportunity to comment consistent with the requirements of the Regulatory

Flexibility Act. We request that public comments be submitted to us early in the analysis year concerning the small entity impact of the rules to help us in making our determinations.

In each fall Agenda, the agency will publish the results of the analyses it has completed during the previous year. For rules that had a negative finding on SEIOSNOSE, we will give a short explanation (e.g., "these rules only establish petition processes that have no cost impact" or "these rules do not apply to any small entities"). For parts, subparts, or other discrete sections of rules that do have a SEIOSNOSE, we will announce that we will be conducting a formal section 610 review during the following 12 months. At this stage, we will add an entry to the Agenda in the prerulemaking section describing the review in more detail. We also will seek public comment on how best to lessen the impact of these rules and provide a name or docket to which public comments can be submitted. In some cases, the section 610 review may be part of another unrelated review of the rule. In such a case, we plan to clearly indicate which parts of the review are being conducted under section 610.

Other Reviews

The agency will also examine the specified rules to determine whether any other reasons exist for revising or revoking the rule or for rewriting the rule in plain language. In each Fall Agenda, the agency will also publish information on the results of the examinations completed during the previous year.

FAA

The Federal Aviation Administration, in addition to reviewing its rules in accordance with the schedule below, has established a process by which the public is asked for its comments on which rules need review the most. Any information that the FAA receives in connection with its annual section 610 analyses would, of course, also be reviewed in the spirit of E.O. 12866. In addition, in response to a recommendation of the White House Commission on Aviation Safety and Security, the FAA has completed a review of all its existing regulations to identify those in need of rewriting as performance-based or plain language regulations. The agency also reviewed ongoing regulatory projects and proposals to identify additional candidates for revision. In all, the agency reviewed 68 parts of the CFR, containing 3,884 sections, appendices, and Special Federal Aviation Regulations. In addition to using plain language in its current and future regulations, the FAA intends to revise those regulations identified in its study when it has the opportunity and resources to do so.

FMCSA

As noted in the Fall 2003 Semiannual Regulatory Agenda, FMCSA has begun a 5-year analysis and review of its regulations to eliminate duplication and unnecessary requirements and to clarify rules to help small businesses comply. The agency's 5-year review plan coincides with the Department's 10-year schedule for meeting Section 610 requirements.

FTA

FTA will undertake an analysis and review of its regulations to eliminate duplication and unnecessary requirements, to update and clarify its rules, and to bring them into conformity with the next statutory reauthorization.

Part III- List of Pending Section 610 Reviews

The Agenda identifies the pending DOT Section 610 Reviews by inserting (Section 610 Review) after the title for the specific entry. Also, a Government-wide list of section 610 reviews can be located in an index at the end of the Agenda. For further information on the pending reviews, see the Agenda entries.

OFFICE OF THE SECRETARY SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
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1	14 CFR parts 200 through 212	1998	1999
2	14 CFR parts 213 through 232	1999	2000
3	14 CFR parts 234 through 254	2000	2001
4	14 CFR parts 255 through 298 and 49 CFR part 40	2001	2002
5	14 CFR parts 300 through 373	2002	2003
6	14 CFR parts 374 through 398	2003	2004
7	14 CFR part 399 and 49 CFR parts 1 through 11	2004	2005
8	49 CFR parts 17 through 28	2005	2006
9	49 CFR parts 29 through 39 and parts 41 through 89	2006	2007
10	49 CFR parts 91 through 99, 48 CFR parts 1201 through 1253, and new parts and subparts	2007	2008

Year 3 (2000) List of rules analyzed and a summary of the results

14 CFR part 240 – Inspection of accounts and property

- Section 610: There is no SEIOSNOSE. The rule does not have any independent impact on small entities and primarily deals with internal agency procedure.
- Plain Language: OST's plain language review of this rule indicates a need for substantial revision because of out-of-date references to the Civil Aeronautics Board, its offices, and related statutes.
- General: This rule deals with the credentials used by "special agents" and auditors," who have authority under statute to inspect accounts and property of air carriers, foreign air carriers and ticket agents. The rule has not been substantially updated since 1975.

Year 5 (2002) List of rules analyzed and a summary of the results

14 CFR part 300 -- Rules of conduct in DOT proceedings under this chapter

- Section 610: This rule applies to small entities, but does not result in a substantial economic impact because it is procedural in nature.
- Plain Language: OST's plain language review of this rule indicates no need for substantial revision. The rule was last substantially revised in 2000.
- General: This rule sets for the rules of conduct for parties and DOT officials in aviation economic and enforcement proceedings.

14 CFR part 314 -- Employee protection program

- Section 610: There is no SEIOSNOSE. This rule does not apply to a significant number of small entities.
- Plain Language: DOT plans to remove this part to reflect the elimination of the underlying statutory authority for the program.
- General: This rule implements a provision of the Airline Deregulation Act of 1978 that established an employee protection program. The rule sets forth procedures for DOT to determine whether a qualifying bankruptcy or a major contraction of an air carriers has occurred as a result of the Airline Deregulation Act. Congress repealed the program effective August 7, 1998. Since then, DOT has lacked a statutory basis for action in this area.

14 CFR part 330 -- Procedures for compensation of air carriers

- Section 610: This rule has had a SEIOSNOSE. Under the rule, many small air carriers received compensation for losses incurred as a result of the terrorist attacks of September 11, 2001. DOT created a small carrier set-aside to provide expedited procedures and compensation for small air carriers.
- Plain Language: OST's plain language review of this rule indicates no need for substantial revision. The rule was last revised in 2002.
- General: This rule establishes procedures to compensate air carriers for specified losses incurred as a result of the terrorist attacks of September 11, 2001.

Year 6 (2003) List of rules analyzed and a summary of the results

14 CFR part 374 -- Implementation of the consumer credit protection act with respect to air carriers and foreign air carriers

- Section 610: There is no SEIOSNOSE. This rule does not apply to a significant number of small entities.
- Plain Language: OST's plain language review of this rule indicates no need for substantial revision. The rule was last substantially updated in 1997.
- General: This rule states DOT's responsibility to enforce air carrier and foreign air carrier compliance with specified provision of the Consumer Credit Protection Act and Regulations B and Z of the Board of Governors of the Federal Reserve System. As a result, air carriers and foreign air carriers must meet certain standards when engaging in consumer credit transactions or be subject to civil penalties.

14 CFR part 374a -- Extension of credit by airlines to Federal political candidates

- Section 610: There is no SEIOSNOSE. This rule does not apply to a significant number of small entities.
- Plain Language: OST's plain language review of this rule indicates a need for revision to eliminate some outdated references to the Civil Aeronautics Board and to clarify the rule generally. The rule was last revised in 1995.
- General: This rule regulates the extension of credit by air carriers to candidates for Federal office, or to any person on behalf of such a candidate, for goods furnished or services rendered in connection with the campaign of such candidate for nomination for election, or election to office.

14 CFR part 375 - Navigation of foreign civil aircraft within the United States

- Section 610: No SEIOSNOSE. The rule does not have a significant impact on a substantial number of small entities.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: This rule was last revised in 1986. We are currently in the process of proposing revisions to streamline certain aspects of the rule.

14 CFR part 377 - Continuance of expired authorizations by operation of law pending final determination of applications for renewal thereof

- Section 610: No SEIOSNOSE. The rule does not have a significant impact on a substantial number of small entities.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: This rule was last revised in 2000. If additional updates become desirable, changes will be proposed

14 CFR part 380 - Public Charters

- Section 610: No SEIOSNSE. This regulation does not have a significant impact on a substantial number of small entities.

- Plain Language: This regulation was totally revised in 1998 to simplify wording and reduce requirements for the applicants.
- General: This regulation requires Public Charter applicants to provide protection for their participant's funds and expectations.

14 CFR part 381 - Special Event Tours

- Section 610: No SEIOSNSE. This regulation does not have a significant impact on the substantial number of small entities.
- Plain Language: This regulation was revised in 1994, was written in plain language and contains no confusing or wordy language.
- General: This Part provides addition protection for participants attending sporting, social, religious, cultural or political events as Public Charters.

14 CFR part 389 - Fees and charges for special services

- Section 610: No SEIOSNOSE. The rule does not have a significant economic impact on a substantial number of small entities.
- Plain Language: We are reviewing this section to identify wordy or confusing language and will make appropriate revisions.
- General: Since this part has not been revised for a number of years, we will be eliminating some outdated and unnecessary sections and updating others.

14 CFR part 398 - Guidelines for individual determinations of basic essential air service

- Section 610: No SEIOSNOSE. The rule does not have an economic impact on a substantial number of small communities.
- Plain language: Where confusing or wordy language is identified, we will make revisions
- General: This section has not been revised since 1995. We will update consistent with current practice and propose streamlining by eliminating some outdated and unnecessary sections.

Year 6 (2003) List of rules continuing to be analyzed

14 CFR part 382 – Nondiscrimination on the basis of disability in air travel

14 CFR part 383 – Civil penalties

14 CFR part 385 -- Staff assignments and review of action under assignment

Year 7 (Fall 2004) List of rules that will be analyzed during the next year

14 CFR part 399 -- Statements of general policy

49 CFR part 1 -- Organization and delegation of powers and duties

49 CFR part 3 -- Official seal

49 CFR part 5 -- Rulemaking procedures

49 CFR part 6 -- Implementation of Equal Access to Justice Act in agency proceedings

49 CFR part 7 -- Public availability of information

49 CFR part 8 -- Classified information: Classification/declassification/access

49 CFR part 9 -- Testimony of employees of the Department and production of records in legal proceedings

49 CFR part 10 -- Maintenance of and access to records pertaining to individuals

**FEDERAL AVIATION ADMINISTRATION
SECTION 610 REVIEW PLAN**

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	14 CFR parts 1 through 21	1998	1999
2	14 CFR parts 23 through 34	1999	2000
3	14 CFR parts 35 through 49	2000	2001
4 *	14 CFR parts 61 through 77	2001	2002
5	14 CFR parts 91 through 105	2002	2003
6	14 CFR parts 107 through 133	2003	2004
7	14 CFR parts 135 through 147	2004	2005
8	14 CFR parts 150 through 169	2005	2006
9	14 CFR parts 170 through 198	2006	2007
10	14 CFR parts 400 through 415	2007	2008

*** FAA will also review all other rules dealing with alcohol and drugs**

Year 6 (Fall 2003) List of rules continuing to be analyzed

- 14 CFR part 91 -- General operating and flight rules
- 14 CFR part 93 -- Special air traffic rules and airport traffic patterns
- 14 CFR part 95 -- IFR altitudes
- 14 CFR part 99 -- Security control of air traffic
- 14 CFR part 101 -- Moored balloons, kites, unmanned rockets and unmanned free balloons
- 14 CFR part 103 -- Ultralight vehicles
- 14 CFR part 105 -- Parachute operations

The agency was unable to perform these analyses during review year 6 due to the need to perform other high priority safety regulatory actions designed to further reduce the air carrier and general aviation accident rate. Addressing these issues required a level of agency resources that precluded carrying out the above planned analyses. The FAA recognizes the importance of reviewing the impact of existing rules on small entities and has taken action to assure that reviews will occur in year seven. The agency will also develop a schedule to assure that all FAA regulations are reviewed within the 10 year plan.

Year 7 (Fall 2004) List of rules scheduled to be analyzed during the next year (Due to limited resources the analysis of these rules will be delayed)

- 14 CFR part 141 -- Pilot schools
- 14 CFR part 142 -- Training centers

14 CFR part 145 -- Repair stations

14 CFR part 147 -- Aviation maintenance technician schools

FEDERAL HIGHWAY ADMINISTRATION

Federal-Aid Highway Program

The FHWA has adopted regulations in title 23 of the CFR, chapter I, related to the Federal-aid highway program. These regulations implement and carry out the provisions of Federal law relating to the administration of Federal aid for highways. The primary law authorizing Federal aid for highways is chapter I of title 23 of the USC. Section 145 of title 23 expressly provides for a federally assisted State program. For this reason, the regulations adopted by the FHWA in title 23 of the CFR primarily relate to the requirements that States must meet to receive Federal funds for the construction and other work related to highways. Because the regulations in title 23 primarily relate to States, which are not defined as small entities under the Regulatory Flexibility Act, the FHWA believes that its regulations in title 23 do not have a significant economic impact on a substantial number of small entities. The FHWA solicits public comment on this preliminary conclusion.

SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	None	1998	1999
2	None	1999	2000
3	23 CFR parts 450, 657 and 771	2000	2001
4	23 CFR parts 1-260	2001	2002
5	23 CFR parts 420, 460-480	2002	2003
6	23 CFR part 500	2003	2004
7	23 CFR parts 600-656, 658-669	2004	2005
8	23 CFR parts 710-924	2005	2006
9	23 CFR parts 1200-1252	2006	2007
10	New parts and subparts	2007	2008

Year 6 (Fall 2003) List of Rules analyzed and summary of the results

23 CFR part 500 – Management and Monitoring Systems

- Section 610: No SEIOSNOSE. These rules apply primarily to State transportation agencies and have no significant impact on small entities.
- Plain Language: While FHWA's plain language review of this regulation indicates no need for substantial revision, the statutory basis for this regulation has been amended and, as such, the FHWA is considering revising the regulation.

Year 7 (Fall 2004) List of Rule(s) that will be analyzed during the next year

23 CFR part 620 – Engineering
23 CFR part 625 – Design Standards for Highways
23 CFR part 626 – Pavement Policy
23 CFR part 627 – Value Engineering
23 CFR part 630 – Preconstruction Procedures
23 CFR part 633 – Required Contract Provisions
23 CFR part 635 – Construction and Maintenance
23 CFR part 636 – Design-Build Contracting
23 CFR part 637 – Construction Inspection and Approval
23 CFR part 640 – Certification acceptance
23 CFR part 645 – Utilities
23 CFR part 646 – Railroads
23 CFR part 650 – Bridges, Structures, and Hydraulics
23 CFR part 652 – Pedestrian and Bicycle Accommodations and Projects
23 CFR part 655 – Traffic Operations
23 CFR part 656 – Carpool and Vanpool Projects
23 CFR part 658 – Truck size and weight, route designations—length, width and weight limitations
23 CFR part 660 – Special Programs (Direct Federal)
23 CFR part 661 – Indian Reservation Roads
23 CFR part 668 – Emergency Relief Program
23 CFR part 669 – Enforcement of Heavy Vehicle Use Tax

FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION**SECTION 610 AND OTHER REVIEWS**

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	None	1998	1999
2	None	1999	2000
3	None	2000	2001
4	None	2001	2002
5	None	2002	2003
6	49 CFR parts 372 subpart A, 381, 386, and 388-389	2003	2004
7	49 CFR parts 325, 350, 355, 382-385, 390-393, and 396-399	2004	2005
8	49 CFR parts 356, 367, 370-	2005	2006

	371, 372 subparts B-C, 373-374, 376, and 379		
9	49 CFR parts 360, 365-366, 368, 377-378, and 387	2006	2007
10	49 CFR 375, 395, and new parts and subparts	2007	2008

Year 6 (Fall 2004) List of rules analyzed and a summary of the results

49 CFR part 372 - Subpart A – Exemptions

- Section 610: No SEIOSNOSE. These rules have no significant economic impact on a substantial number of small entities because they identify certain transportation exempt from economic regulation.
- Plain Language: This subpart is easy to read and understand; therefore, no rewrite is currently planned.
- General: This subpart contains provisions designed to reduce the economic impact on small entities.

49 CFR part 381 – Waivers, Exemptions and Pilot Programs

- Section 610: No SEIOSNOSE. These rules have no significant economic impact on a substantial number of small entities because they explain the requirements and procedures for submitting and handling requests for waivers and applications for exemptions and the initiation and administration of pilot programs.
- Plain Language: These rules were very clearly written.
- General: FMCSA adopted as final interim regulations in part 381 in 2004.

49 CFR part 386 – Rules of Practice for Motor Carrier, Broker, Freight Forwarder, and Hazardous Materials Proceedings

- Section 610: No SEIOSNOSE. These rules have no significant economic impact on a substantial number of small entities because they are procedural rules that apply in agency administrative enforcement proceedings for violations of the motor carrier safety regulations and the economic regulations.
- Plain Language: Where confusing or wordy language is identified, we will make revisions.
- General: FMCSA published a supplemental NPRM proposing revisions to part 386 in 2004.

49 CFR part 388 – Cooperative Agreements with States

- Section 610: No SEIOSNOSE. These regulations have no significant economic impact on a substantial number of small entities because they apply to States that are not small entities and govern how the agency enters into cooperative agreements with States.
- Plain Language: The text is clear and well organized; therefore, no rewrite is currently planned.
- General: Participation in these procedures is voluntary.

49 CFR part 389 – Rulemaking Procedures—Federal Motor Carrier Safety Regulations

- Section 610: No SEIOSNOSE. These regulations have no significant economic impact on a substantial number of small entities because they merely describe the agency's rulemaking procedures. Participation in these agency procedures is voluntary.
- Plain Language: The text is clear and well organized; therefore, no rewrite is currently planned.

- General: Participation in these procedures is voluntary.

Year 7 (Fall 2005) List of rules to be analyzed during the next year

49 CFR part 325 – Compliance with interstate motor carrier noise emission standards
 49 CFR part 350 – Commercial motor carrier safety assistance program
 49 CFR part 355 – Compatibility of State laws and regulations affecting interstate motor carrier operations
 49 CFR part 382 – Controlled substances and alcohol use and testing
 49 CFR part 383 – Commercial driver's license standards; requirements and penalties
 49 CFR part 384 – State compliance with commercial driver's license program
 49 CFR part 385 – Safety Fitness Procedures
 49 CFR part 390 – Federal motor carrier safety regulations; general
 49 CFR part 391 – Qualifications of drivers
 49 CFR part 392 – Driving of commercial motor vehicles
 49 CFR part 393 – Parts and accessories necessary for safety operation
 49 CFR part 396 – Inspection, repair, and maintenance
 49 CFR part 397 – Transportation of hazardous materials; driving and parking rules
 49 CFR part 398 – Transportation of migrant workers
 49 CFR part 399 – Employee safety and health standards

**NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
 SECTION 610 AND OTHER REVIEWS**

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	49 CFR parts 501 through 526 and 571.213	1998	1999
2	49 CFR parts 571.131, 571.217, 571.220-571.222	1999	2000
3	49 CFR parts 571.101-571.110, and 571.135	2000	2001
4	49 CFR parts 529-579, except 571	2001	2002
5	49 CFR parts 571.111-571.129, and 580-590	2002	2003
6	49 CFR part 571.201-571.212	2003	2004
7	49 CFR parts 571.214-571.219, except 571.217	2004	2005
8	49 CFR parts 591-594	2005	2006
9	49 CFR parts 571.223-571.304, 500, and new parts and subparts under 49 CFR	2006	2007
10	23 CFR parts 1200-1300, and new parts and subparts	2007	2008

Year 5 (Fall 2002) List of rules analyzed and a summary of the results

49 CFR part 571.111 – Rearview mirrors

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.112 – [Reserved]

49 CFR part 571.113 – Hood latch system

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.114 – Theft protection

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.115 – [Reserved]

49 CFR part 571.116 – Motor vehicle brake fluids

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.117 – Retreaded pneumatic tires

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.118 – Power-operated window, partition, and roof panel systems

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.119 – New pneumatic tires for motor vehicles with a GVWR of more than 4,536 kilograms (10,000 pounds) and motorcycles

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: This rule is being amended using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.120 – Tire selection and rims for motor vehicles with a GVWR of more than 4,536 kilograms (10,000 pounds)

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.121 – Air brake systems

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.122 – Motorcycle brake systems

Section 610: No SEIOSNOSE. No small entities are affected.

- Plain Language: This rule is being amended using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.123 – Motorcycle controls and displays

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.124 – Accelerator control systems

- Section 610: No SEIOSNOSE. No small entities are affected.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.125 – Warning devices

- Section 610: No SEIOSNOSE. No small entities are affected.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.126 – 571.128 – [Reserved]

49 CFR part 571.129 – New non-pneumatic tires for passenger cars

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: This rule is revised using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 580 – Odometer disclosure requirements

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 581 – Bumper standards

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: This rule is being amended using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 582 – Insurance cost information regulation

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make

revisions.

49 CFR part 583 – Automobile parts content labeling

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 585 – Advanced air bag phase-in reporting requirements

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 586 – Side impact phase-in reporting requirements

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 587 – Deformable barriers

- Section 610: No SEIOSNOSE. The rule does not have a significant economic impact on a substantial number of small entities.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 588 – Child restraint systems recordkeeping requirements

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

Year 6 (Fall 2003) List of rules analyzed and a summary of the results

49 CFR part 571.201 – Occupant protection in interior impact

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.202 – Head restraints

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.203 – Impact protection for the driver from the steering control system

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.204 – Steering control rearward displacement

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.205 – Glazing materials

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.206 – Door locks and door retention components

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.207 – Seating systems

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: This rule is being amended using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.208 – Occupant crash protection

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.209 – Seat belt assemblies

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.210 – Seat belt assembly anchorages

- Section 610: No SEIOSNOSE. No small entities are affected.
- Plain Language: This rule is being amended using plain language techniques. Where confusing or wordy language has been identified, we will make revisions.

49 CFR part 571.211 – [Reserved]

49 CFR part 571.212 – Windshield mounting

- Section 610: No SEIOSNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.

Year 7 (Fall 2004) List of Rules that will be analyzed during the next year

49 CFR parts 571.214 – Side impact protection

49 CFR parts 571.215 – [Reserved]

49 CFR parts 571.216 – Roof crush resistance

49 CFR parts 571.218 – Motorcycle helmets

49 CFR parts 571.219 – Windshield zone intrusion

**FEDERAL RAILROAD ADMINISTRATION
SECTION 610 AND OTHER REVIEWS**

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	49 CFR parts 200 through 201	1998	1999
2	49 CFR parts 207, 209, 211, 215, and 256	1999	2000
3	49 CFR parts 210, 212, 214, and 217	2000	2001
4	49 CFR part 219	2001	2002
5	49 CFR parts 218 and 221	2002	2003
6	49 CFR parts 216 and 228 through 229	2003	2004
7	49 CFR parts 223 and 233	2004	2005
8	49 CFR parts 225, 231, and 234	2005	2006
9	49 CFR parts 235 through 236, 250, 260, and 266	2006	2007
10	49 CFR parts 213, 220, 230, 232, 239, 240, and 265	2007	2008

Year 6 (Fall 2003) List of Rules analyzed and a summary of the results

49 CFR part 216 – Special Notice and Emergency Order Procedures: Railroad Track, Locomotive and Equipment

- Section 610: There is no SEIOSNOSE. The rule only applies when a railroad freight car is not in conformity with the FRA Freight Car Safety Standards; when a locomotive is not safe to operate; when railroad passenger equipment is not in conformity with the FRA Passenger Equipment Safety Standards; or when track does not comply with the requirements for the class at which it is being operated. Since the promulgation of the rule in 1976, a total of 23 Emergency Orders to remove track from service have been issued, only two of which were for small railroads. After making the necessary repairs and receiving FRA's certification of safety, these railroads resumed operations. Also, since the smaller railroads normally do not operate in speed ranges above what is established by the FRA for Class I track, small railroads rarely receive Special Notices for Repairs related to track class.
- Plain Language: FRA's plain language review of this rule indicates no need for substantial revision.
- General: Since the rule deals with Special Notices for Repairs of railroad freight cars, locomotives, passenger equipment and track class, and provides for the issuance and review of Emergency Orders for removing dangerously substandard track from service, it provides safety and protection for railroad employees and the public.

49 CFR part 228 – Hours of Service of Railroad Employees

- Section 610: There is no SEIOSNOSE. Since small railroads may extend their employee service hours, on a limited basis, up to a total of 16 hours worked in any 24-hour period, this rule will not create any disproportionate economic burden.
- Plain Language: FRA's plain language review of this rule indicates no need for substantial revision.
- General: Since the rule prescribes reporting and record keeping requirements with respect to the hours of service of each railroad employee and establishes standards and procedures concerning the construction or reconstruction of employee sleeping quarters, it promotes the safety of railroad operations and employees.

49 CFR part 229 – Railroad Locomotive Safety Standards

- Section 610: There is a SEIOSNOSE. These are minimum Federal standards for railroad locomotive safety. The FRA will conduct a formal review to identify whether opportunities exist to reduce the burden on small railroads without compromising safety standards.
- Plain Language: FRA's plain language review of this rule indicates that there is no need for substantial revision.
- General: Since the rule prescribes minimum Federal safety standards for all locomotives except those propelled by steam power, these regulations are necessary to achieve effective and improved compliance with railroad locomotive safety standards, and to minimize casualties.

Year 7 (Fall 2004) List of Rules that will be analyzed during the next year

49 CFR part 223 – Safety glazing regulations

49 CFR part 233 – Signal system reporting regulations

FEDERAL TRANSIT ADMINISTRATION SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	None	1998	1999
2	None	1999	2000
3	None	2000	2001
4	49 CFR parts 661 and 665	2001	2002
5	None	2002	2003
6	None	2003	2004
7	49 CFR parts 601 and 659	2004	2005
8	49 CFR parts 604 and 605	2005	2006
9	49 CFR parts 661 and 665	2006	2007
10	49 CFR parts 624 and 633	2007	2008

Year 7 (Fall 2004) List of Rules that will be analyzed during the next year

49 CFR part 601 -- Organization, Function, and Procedures

49 CFR part 659 -- Rail Fixed Guideway Systems; State Safety Oversight

MARITIME ADMINISTRATION
SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	46 CFR parts 201 through 207	1998	1999
2	46 CFR parts 221 through 232	1999	2000
3	46 CFR parts 249 through 295	2000	2001
4	46 CFR part 298	2001	2002
5	46 CFR parts 307 through 310	2002	2003
6	46 CFR parts 315 through 339	2003	2004
7	46 CFR parts 340 and 347	2004	2005
8	46 CFR parts 349 through 380	2005	2006
9	46 CFR parts 381 through 387	2006	2007
10	46 CFR parts 390 through 391	2007	2008

Year 6 (Fall 2003) List of rules analyzed and a summary of the results.

46 CFR part 315 -- Agency agreements and appointment of agents

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 317 -- Bonding of ship's personnel

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 324 -- Procedural rules for financial transactions under Agency agreements

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 325 -- Procedure to be followed by general agents in preparation of invoices and payment of compensation pursuant to provisions of NSA Order No. 47

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 326 -- Marine protection and indemnity insurance under agreements with agents

- Section 610: No SEISNOSE. The rule does not have a significant economic impact on a substantial number of small entities.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 327 -- Seamen's claims; administrative action and litigation

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 328 -- Slop chests

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 329 -- Voyage data

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 330 -- Launch services

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 332 -- Repatriation of seamen

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 335 -- Authority and responsibility of general agents to undertake emergency repairs

in foreign ports

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 336 -- Authority and responsibility of general agents to undertake in continental United States ports voyage repairs and service equipment of vessels operated for the account of the National Shipping Authority under general agency agreement

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 337 -- General agent's responsibility in connection with foreign repair custom's entries

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 338 -- Procedure for accomplishment of vessel repairs under National Shipping Authority master lump sum repair contract - NSA-LUMPSUMREP

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: MARAD will rewrite the regulation using plain language techniques when the opportunity and resources become available.
- General: We will continue to review these regulations and make changes when necessary.

46 CFR part 339 -- Procedure for accomplishment of ship repairs under National Shipping Authority individual contract for minor repairs – NSA-WORKSMALREP

- Section 610: No SEISNOSE. Some small entities may be affected, but the economic impact on small entities will not be significant.
- Plain Language: Where confusing or wordy language has been identified, we will make revisions.
- General: We will continue to review these regulations and make changes when necessary.

Year 7 (Fall 2004) List of rules that will be analyzed during the next year

46 CFR part 340 -- Priority use and allocation of shipping services, containers and chassis, and port facilities and services for national security and national defense related operations

46 CFR part 345 -- Restrictions upon the transfer or change in use or in terms governing utilization of port facilities

46 CFR part 346 -- Federal port controllers

PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION (PHMSA)

SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	49 CFR sections 171.15, 171.16 (incident reports)	1998	1999
2	49 CFR parts 106 and 107 (hazardous materials safety procedures), 171 (general hazmat requirements), 190 (pipeline safety procedures), and 195 (hazardous liquid pipeline corrosion control)	1999	2000
3	49 CFR parts 174, 177 (rail and highway carriage), 191 (gas pipeline transportation reports), and 192 (gas pipeline corrosion control)	2000	2001
4	49 CFR parts 176 (vessel carriage) and 199 (pipeline employee drug and alcohol testing)	2001	2002
5	49 CFR parts 172, 173, 174, 175, 176, 177, and 178 (radioactive material)	2002	2003
6	49 CFR parts 172, 173, 174, 176, and 178 (explosives), and 193 (liquefied natural gas facilities), and parts 172, 173, 178, and 180 (cylinders)	2003	2004
7	49 CFR 173 (shipper requirements) and 194 (onshore oil pipeline response plans)	2004	2005
8	49 CFR parts 110 (training and planning grants), 178 (non-bulk packaging) and 195 (hazardous liquid pipeline transportation)	2005	2006
9	49 CFR parts 178 through 180 (bulk packaging) and 198 (State pipeline safety grants)	2006	2007
10	49 CFR parts 172 (communications, emergency response, training and hazmat table) and 175 (air carriage)	2007	2008

Year 6 (Fall 2003) List of rules analyzed and a summary of results

Note 1: Those sections of the following parts that pertain to the transportation of explosives only

49 CFR part 172 - Hazardous Materials Table, Special Provisions, Hazardous Materials Communications, Emergency Response Information, and Training Requirements

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and

amounts of material shipped.

- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 173 - Shippers – General Requirements for Shipments and Packagings

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and amounts of material shipped.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 174 - Carriage by Rail

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and amounts of material shipped.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 175 - Carriage by Aircraft

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and amounts of material shipped.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 176 - Carriage by Vessel

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and amounts of material shipped.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 178 - Specifications for Packagings

- Section 610: No SEIOSNOSE. The requirements apply to persons who offer for transportation or transport explosive materials in commerce. While the regulations apply to a substantial number of small entities, they do not have a significant economic impact on those entities. The requirements have little or no impact on entry to or exit from the industry. Moreover, requirements generally are consistent with international transportation standards, thereby facilitating international transportation and trade, and the regulations permit shippers to take advantage of exceptions for certain types and amounts of material shipped.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

Note 2: Those sections of the following parts that pertain to the transportation of hazardous materials in cylinders only

49 CFR part 172 - Hazardous Materials Table, Special Provisions, Hazardous Materials Communications, Emergency Response Information, and Training Requirements

- Section 610: No SEIOSNOSE. While the requirements applicable to cylinders apply to a substantial number of small entities, the economic impact on those entities is not significant. The regulations incorporate by reference a number of industry consensus standards concerning requirements for the design, manufacture, and requalification of cylinders. Incorporation of material by reference reduces the regulatory burden on persons who offer hazardous material for transportation and persons who transport hazardous materials in commerce. Industry standards developed and adopted by consensus are accepted and followed by the industry; thus, their inclusion in the regulations assures that the industry is not forced to comply with a different set of standards to accomplish the same safety goal. Because the HMR incorporate industry standards for the manufacture and maintenance of cylinders, the incremental cost of transporting hazardous materials in cylinders under the HMR (that is, the costs resulting from compliance with HMR manufacture and maintenance requirements over and above the costs a company would incur absent the HMR) are minimal. Further, the regulations permit shippers and carriers to apply for exemptions to the regulations, which permit the use of advanced technological developments and account for unique operational circumstances.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 173 - Shippers – General Requirements for Shipments and Packagings

- Section 610: No SEIOSNOSE. While the requirements applicable to cylinders apply to a substantial number of small entities, the economic impact on those entities is not significant. The regulations incorporate by reference a number of industry consensus standards concerning requirements for the design, manufacture, and requalification of cylinders. Incorporation of material by reference reduces the regulatory burden on persons who offer hazardous material for transportation and persons who transport hazardous materials in commerce. Industry standards developed and adopted by consensus are accepted and followed by the industry; thus, their inclusion in the regulations assures that the industry is not forced to comply with a different set of standards to accomplish the same safety goal. Because the HMR incorporate industry standards for the manufacture and maintenance of cylinders, the incremental cost of transporting hazardous materials in cylinders under the HMR (that is, the costs resulting from compliance with HMR manufacture and maintenance requirements over and above the costs a company would incur absent the HMR) are minimal. Further, the regulations permit shippers and carriers to apply for exemptions to the regulations, which permit the use of advanced technological developments and account for unique operational

circumstances.

- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 178 - Specifications for Packagings

- Section 610: No SEIOSNOSE. While the requirements applicable to cylinders apply to a substantial number of small entities, the economic impact on those entities is not significant. The regulations incorporate by reference a number of industry consensus standards concerning requirements for the design, manufacture, and requalification of cylinders. Incorporation of material by reference reduces the regulatory burden on persons who offer hazardous material for transportation and persons who transport hazardous materials in commerce. Industry standards developed and adopted by consensus are accepted and followed by the industry; thus, their inclusion in the regulations assures that the industry is not forced to comply with a different set of standards to accomplish the same safety goal. Because the HMR incorporate industry standards for the manufacture and maintenance of cylinders, the incremental cost of transporting hazardous materials in cylinders under the HMR (that is, the costs resulting from compliance with HMR manufacture and maintenance requirements over and above the costs a company would incur absent the HMR) are minimal. Further, the regulations permit shippers and carriers to apply for exemptions to the regulations, which permit the use of advanced technological developments and account for unique operational circumstances.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

49 CFR part 180 - Continuing Qualification and Maintenance of Packagings

- Section 610: No SEIOSNOSE. While the requirements applicable to cylinders apply to a substantial number of small entities, the economic impact on those entities is not significant. The regulations incorporate by reference a number of industry consensus standards concerning requirements for the design, manufacture, and requalification of cylinders. Incorporation of material by reference reduces the regulatory burden on persons who offer hazardous material for transportation and persons who transport hazardous materials in commerce. Industry standards developed and adopted by consensus are accepted and followed by the industry; thus, their inclusion in the regulations assures that the industry is not forced to comply with a different set of standards to accomplish the same safety goal. Because the HMR incorporate industry standards for the manufacture and maintenance of cylinders, the incremental cost of transporting hazardous materials in cylinders under the HMR (that is, the costs resulting from compliance with HMR manufacture and maintenance requirements over and above the costs a company would incur absent the HMR) are minimal. Further, the regulations permit shippers and carriers to apply for exemptions to the regulations, which permit the use of advanced technological developments and account for unique operational circumstances.
- Plain language: As resources permit, PHMSA will rewrite regulations using plain language techniques.
- General: PHMSA will consider comments provided by industry.

Year 6 (Fall 2003) List of rules continuing to be analyzed

49 CFR part 193 -- Liquefied natural gas facilities: Federal safety standards

Year 7 (Fall 2004) List of rules that will be analyzed during the next year

49 CFR part 173 – Shippers – general requirements for shipments and packagings

49 CFR part 194 – Response plans for onshore oil pipelines

RESEARCH AND INNOVATIVE TECHNOLOGY ADMINISTRATION (RITA)
SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	14 CFR part 241, form 41	1998	1999
2	14 CFR part 241, schedule T-100, and part 217	1999	2000
3	14 CFR part 298, 49 CFR 1420	2000	2001
4	14 CFR part 241, section 19-7	2001	2002
5	14 CFR part 291	2002	2003
6	14 CFR part 234	2003	2004
7	14 CFR part 249	2004	2005
8	14 CFR part 248	2005	2006
9	14 CFR part 250	2006	2007
10	14 CFR part 374a, ICAO	2007	2008

Year 6 (Fall 2003) List of Rules continuing to be analyzed

14 CFR part 234 -- Airline service quality performance reports

Year 7 (Fall 2004) List of Rules that will be analyzed during the next year

14 CFR part 234 -- Preservation of air carrier records

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION
SECTION 610 AND OTHER REVIEWS

Year	Regulations To Be Reviewed	Analysis Year	Review Year
1	33 CFR parts 401 through 403	1998	1999

SLSDC has completed all its reviews